

|                                                                                   |                    |                                        |
|-----------------------------------------------------------------------------------|--------------------|----------------------------------------|
| <b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b>                       |                    | Docket Number (Optional)<br>37872-0004 |
|  |                    |                                        |
| In re Application of Tomihisa NAITO                                               |                    |                                        |
| Application Number 09/879,034 Filed June 13, 2001                                 |                    |                                        |
| For ATOMIZING APPARATUS AND METHOD                                                |                    |                                        |
| Group Art Unit<br>3752                                                            | Examiner<br>C. Kim |                                        |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows  
(check time period desired):

|                                                                      |          |
|----------------------------------------------------------------------|----------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1))               | \$ _____ |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2))              | \$ _____ |
| <input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3)) | \$980    |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4))             | \$ _____ |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5))             | \$ _____ |

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 490.

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number \_\_\_\_\_.

I have enclosed a duplicate copy of this sheet.

I am the  applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

attorney or agent of record.

attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

January 10, 2005

Date

*Patricia D. Granados for Pat*  
(Reg. No. 51,019) Signature *Granados*

Patricia D. Granados Reg. No. 33,683

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of \_\_\_\_\_ forms are submitted.

01/11/2005 EABUBAK1 0000005 081641 09879034

01 FC:2253

20.00 DA 490.00 DP

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

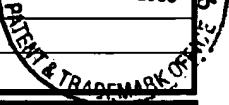
 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$490.00)

Complete if Known

|                      |                 |
|----------------------|-----------------|
| Application Number   | 09/879,034      |
| Filing Date          | June 13, 2001   |
| First Named Inventor | Tomishisa NAITO |
| Examiner Name        | C. Kim          |
| Art Unit             | 3752            |
| Attorney Docket No.  | 37872-0004      |

JAN 10 2005



## METHOD OF PAYMENT (check one)

 Check  Credit card  Money Order  Other  None Deposit Account

Deposit Account Number 08-1641

Deposit Account Name Heller Ehrman White &amp; McAuliffe LLP

## The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments and charge any deficiencies.

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description                                                            | Fee Paid |
|----------------|-----------------|----------------|-----------------|----------------------------------------------------------------------------|----------|
| 1051           | 130             | 2051           | 65              | Surcharge - late filing fee or oath                                        |          |
| 1052           | 50              | 2052           | 25              | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053           | 130             | 1053           | 130             | Non-English specification                                                  |          |
| 1812           | 2,520           | 1812           | 2,520           | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804           | 920*            | 1804           | 920*            | Requesting publication of SIR prior to Examiner action                     |          |
| 1805           | 1,840*          | 1805           | 1,840*          | Requesting publication of SIR after Examiner action                        |          |
| 1251           | 110             | 2251           | 55              | Extension for reply within first month                                     |          |
| 1252           | 430             | 2252           | 215             | Extension for reply within second month                                    |          |
| 1253           | 980             | 2253           | 490             | Extension for reply within third month                                     | 490      |
| 1254           | 1,530           | 2254           | 765             | Extension for reply within fourth month                                    |          |
| 1255           | 2,080           | 2255           | 1,040           | Extension for reply within fifth month                                     |          |
| 1401           | 340             | 2401           | 170             | Notice of Appeal                                                           |          |
| 1402           | 340             | 2402           | 170             | Filing a brief in support of an appeal                                     |          |
| 1403           | 300             | 2403           | 150             | Request for oral hearing                                                   |          |
| 1451           | 1,510           | 1451           | 1,510           | Petition to institute a public use proceeding                              |          |
| 1452           | 110             | 2452           | 55              | Petition to revive - unavoidable                                           |          |
| 1453           | 1,370           | 2453           | 685             | Petition to revive - unintentional                                         |          |
| 1501           | 1,370           | 2501           | 685             | Utility issue fee (or reissue)                                             |          |
| 1502           | 490             | 2502           | 245             | Design issue fee                                                           |          |
| 1503           | 660             | 2503           | 330             | Plant issue fee                                                            |          |
| 1460           | 130             | 1460           | 130             | Petitions to the Commissioner                                              |          |
| 1807           | 50              | 1807           | 50              | Processing fee under 37 CFR 1.17(q)                                        |          |
| 1806           | 180             | 1806           | 180             | Submission of Information Disclosure Stmt                                  |          |
| 8021           | 40              | 8021           | 40              | Recording each patent assignment per property (times number of properties) |          |
| 1809           | 790             | 2809           | 395             | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810           | 790             | 2810           | 395             | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801           | 790             | 2801           | 395             | Request for Continued Examination (RCE)                                    |          |
| 1802           | 900             | 1802           | 900             | Request for expedited examination of a design application                  |          |

SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid       |
|--------------|-----------------|----------------|-----------------|-----------------|----------------|
|              |                 |                |                 | Extra Claims    | Fee from below |
|              |                 |                |                 |                 | =              |

-20\*\* =  x  =

-3\*\*\* =  x  =

Multiple Dependent  =

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description                                           |
|----------------|-----------------|----------------|-----------------|-----------------------------------------------------------|
| 1202           | 18              | 2202           | 9               | Claims in excess of 20                                    |
| 1201           | 88              | 2201           | 44              | Independent claims in excess of 3                         |
| 1203           | 300             | 2203           | 150             | Multiple dependent claim, if not paid                     |
| 1204           | 88              | 2204           | 44              | **Reissue independent claims over original patent         |
| 1205           | 18              | 2205           | 9               | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$490)

## SUBMITTED BY

Complete (if applicable)

|                   |                             |                                   |                  |              |              |
|-------------------|-----------------------------|-----------------------------------|------------------|--------------|--------------|
| Name (Print/Type) | Patricia D. Granados        | Registration No. (Attorney/Agent) | 33,683           | Telephone    | 202-912-2000 |
| Signature         | <i>Patricia D. Granados</i> | Date                              | January 10, 2005 | Customer No. | 26633        |

Patricia D. Granados (Reg. No. 51,019)